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JIANQ CHYUN INTELLECTUAL PROPERTY OFFICE
7 FLOOR-1,
NO. 100
ROOSEVELT ROAD, SECTION 2
TAIPEI, TAIWAN
R.O.C.

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JUN 28 2005

OFFICE OF PETITIONS

In re Application of
Lee et al.
Application No. 10/064,382
Filed: July 9, 2002
Attorney Docket No. 9048-US-PA

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DECISION ON PETITION

This is a decision on the petition to revive unintentionally abandoned application filed January 7, 2005, with a showing that it had originally been filed by facsimile transmission on February 5, 2004. The petition was recently forwarded to the undersigned for consideration.

The petition is **GRANTED**.

The above-identified application became abandoned effective May 8, 2003 for failure to timely pay the required issue fee within the statutory period of three (3) months from the mailing date, February 7, 2003, of the Notice of Allowance and Fee Due. A Notice of Abandonment was mailed July 17, 2003. By decision mailed October 1, 2003, a prior petition to withdraw the holding of abandonment filed August 5, 2003 was dismissed. By decision mailed December 19, 2003, a prior petition to revive based on unavoidable delay filed November 28, 2003 was dismissed.

On instant petition under § 1.137(b), applicants paid the petition fee pursuant to 1.17(m) and made the required statement of unintentional delay. The required reply, payment of the issue fee, was previously submitted on August 8, 2003¹. Petitioner has now met all requirements to revive the instant application.

¹ It appears that in association with the petition filed November 28, 2003, a duplicate partial payment of the issue fee (\$1309) was charged to petitioner's credit card on November 28, 2003. A request for refund has been forwarded to the Office of Finance for consideration.

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The application file is being forwarded to the Publishing Division for processing into a patent.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson", with a horizontal line extending from the end of the signature.

Nancy Johnson
Senior Petitions Attorney
Office of Petitions